ANALYSIS

Consent Agenda – Various Agencies Requests for Approval to Apply for Federal Grants

The following state agencies seek approval or retroactive approval to submit grant applications to various federal agencies. Retroactive approval is necessary for grant applications with deadlines that fell before the submittal dates for the January 2024 meeting of the Joint Interim Committee on Ways and Means and for which prior legislative approval had not been obtained. All agencies submitted advance notification to legislative leadership of their intent to apply for these grants, as required by the Department of Administrative Services and the Legislative Fiscal Office.

Item 26: Department of Emergency Management – Resilient Infrastructure and Communities

Analyst: John Terpening

Request: Approve the submission of a federal grant application to the Federal Emergency Management Agency in the amount of up to \$372,029,154 for funding to support hazard mitigation projects and activities designed to build more resilient state and local infrastructure and communities.

Analysis: The Federal Emergency Management Agency (FEMA) provides funding through the Building Resilient Infrastructure and Communities (BRIC) grant for effective and innovative hazard mitigation projects and activities that will reduce risk and increase resilience in communities. This is an annual competitive grant which the Oregon Department of Emergency Management (ODEM) has applied for since 2020. No state match is required, and the grant application is due by February 29, 2024.

ODEM established a grant review board to determine potential eligibility and selected 31 proposed mitigation projects and activities to submit sub-applications, totaling \$368,029,154. Projects include water source and storage upgrades, pipeline replacements, and seismic retrofits. The grant funding opportunity totals \$701,000,000 nationwide and includes a \$2 million set-aside per state; new this year is an additional \$2 million set-aside dedicated to building codes activities, such as adoption or enforcement. FEMA's grant review process notes that final selections for funding will not be complete until at least summer of 2024. If awarded, the Department will return to the Legislature for additional federal funds expenditure limitation to distribute this funding to the eligible sub-recipients as the State Administering Agency for FEMA grants.

Item 27: Department of Emergency Management – Flood Mitigation Assistance

Analyst: John Terpening

Request: Approve the submission of a federal grant application to the Federal Emergency Management Agency in the amount of up to \$15,800,000 to support flood mitigation planning and activities.

Analysis: The Federal Emergency Management Agency (FEMA) provides funding through the Flood Mitigation Assistance grant for flood hazard mitigation projects that will reduce or eliminate the risk of flood damage to structures insured by the National Flood Insurance Program (NFIP). This is an annual competitive grant, with no state match required. Participation and "good standing" with the NFIP are required for eligible subrecipients.

The Department of Emergency Management is the State Administering Agency for FEMA grants, and after reviewing project submittals from potential subrecipients, has selected three eligible projects totaling \$15.8 million. If awarded, the Department will return to the Legislature for additional federal funds expenditure limitation.

Item 28: Department of Emergency Management – Post Fire Hazard Mitigation

Analyst: John Terpening

Request: Approve the submission of a federal grant application to the Federal Emergency Management Agency in the amount of up to \$2,756,322 for funding to support hazard mitigation measures for communities impacted by wildfires.

Analysis: The Federal Emergency Management Agency (FEMA) provides funding through the Hazard Mitigation Grant Program - Post Fire Grant that is specifically designed for hazard mitigation assistance to communities impacted by wildfires that received a Fire Management Assistance Grant (FMAG) declaration. Typically, the grants provided through the Hazard Mitigation Grant Program are contingent on a Presidential Disaster Declaration. The Post Fire grant eligibility only require an FMAG declaration, which is a lower standard, and Oregon had three such events in 2023. The amount of available funding per FMAG declaration is calculated by FEMA each fiscal year based on an average of the past 10 years of wildfire damages. For the 2023 calculation, the maximum amount is \$918,744 per FMAG declaration.

The Department of Emergency Management is the State Administering Agency for FEMA grants and will begin reviewing project proposals in January 2024. If awarded, the Department may need to return to the Legislature for additional federal funds expenditure limitation.

Item 33: Housing and Community Services – Rental Assistance for Persons with Disabilities

Analyst: Michelle Deister

Request: Approve the submission of a federal grant application to the U.S. Department of Housing and Urban Development in the amount of up to \$8,000,000 over five years to provide project-based rental assistance and services to extremely low-income people with disabilities.

Analysis: The Housing and Community Services Department (HCSD) is requesting the maximum grant award to provide rental assistance to this population. HCSD will collaborate with the Oregon Health Authority (OHA) and Department of Human Services (DHS) to identify eligible clients and supportive services, which will be paid with federal or state funds that are budgeted in DHS or OHA. If awarded, the grant will provide rental assistance to 142 currently unserved households.

Item 39: Department of State Lands – GIS Wetlands Inventory

Analyst: Wendy Gibson

Request: Approve, retroactively, the submission of a federal grant application to the U.S. Environmental Protection Agency in the amount of \$249,667 to complete phase two of the statewide geographic information system inventory of the state's wetlands.

Analysis: The U.S. Environmental Protection Agency's (EPA) Wetland Program Development Grants is an annual grant program designed to accelerate the elimination of water pollution through research, experiments, surveys, and studies. The Department of State Lands (DSL) intends to use the grant funding to partner with the Lane Council of Governments to complete Phase 2 of a statewide geographic information system (GIS) dataset. The GIS dataset represents the study areas for DSL wetlands and water delineation and determination records. The EPA grant program funded the first phase of this project in 2021. DSL anticipates the agency will request additional grants from the program in future years to complete the work of digitizing and inventorying the state's wetlands. The grant requires a 25% match, which DSL intends to meet with in-kind costs. The application deadline was November 15, 2023, and DSL provided a 10-day notification of the Department's intent to apply on November 2, 2023.

Item 40: Department of State Lands – South Slough Visitor Center

Analyst: Wendy Gibson

Request: Approve the submission of a federal grant application to the National Oceanic and Atmospheric Administration in the amount of up to \$1,621,516 to expand parking and install hardwire internet at the South Slough National Estuarine Research Visitor Center.

Analysis: On October 25, 2023, the National Oceanic and Atmospheric Administration (NOAA) Office for Coastal Management released a grant notice for the National Estuarine Research Reserve System (Reserves) Land Acquisition and Construction Program. The program seeks to strengthen the protection of land and water areas by awarding \$8.5 million in available grants to Reserves for strategic land acquisitions, facility improvements, and monitoring infrastructure.

The Department of the State Lands (DSL) is requesting \$1,621,516 to complete the South Slough Reserve Visitor Center Entrance Improvement Project, which includes adding a turning lane from the highway, relocating the entrance road, expanding the parking areas, enhancing entrance lighting, and installing hardwired internet. The project is a high priority for the Reserve, and DSL states it will increase traffic safety, upgrade ADA accessibility, and stabilize communications infrastructure. The Reserve partnered with the Friends of Sough Slough Reserve, Inc. to complete the planning and engineering designs, which the South Slough Reserve Management Commission approved on November 29, 2023.

The grant program requires a 30% match, which DSL intends to meet through current funding, volunteer time, and staff time. The application deadline is February 9, 2024. If awarded, DSL anticipates the funding becoming available on July 1, 2024.

Item 43: Department of Fish and Wildlife – Fish Hatchery Maintenance

Analyst: Wendy Gibson

Request: Approve, retroactively, the submission of a federal grant application to the National Oceanic and Atmospheric Administration in the amount of \$14,021,289 to complete deferred maintenance projects at four fish hatcheries on the Columbia River.

Analysis: The National Oceanic and Atmospheric Administration is making \$14,021,289 available to the Oregon Department of Fish and Wildlife (ODFW) to address tribal priorities for mitigating the impacts of climate change on Pacific Salmon. The Department established a list of four qualifying projects in collaboration with the Columbia River Treaty Tribes, Washington, and federal entities. These projects include Cascade Hatchery intake replacement, Clackamas Hatchery pipeline modifications, Bonneville Hatchery Tanner Creek intake safety upgrades, and Oxbow Hatchery intake modification of blowout valves and water delivery efficiencies. The four fish hatcheries identified all produce Pacific salmon along the Columbia River. This is a non-competitive grant with no match requirement. The grant has a five-year performance period starting April 1, 2024. The application deadline was December 11, 2023, and ODFW provided a 10-day notification of the Department's intent to apply on November 27, 2023.

Item 49: Department of Energy – Home Efficiency Rebates

Analyst: Wendy Gibson

Request: Approve the submission of a federal grant application to the U.S. Department of Energy in the amount of up to \$56,345,899 to provide rebates for energy-saving retrofits.

Analysis: The U.S. Department of Energy is offering funding for the Home Efficiency Rebates (HOMES) program, made possible by the Inflation Reduction Act. HOMES is a federal formula grant program open to states and tribal governments. The program provides funding for a rebate program to lower the cost of energy-saving retrofits in low- and medium-income homes.

The Oregon Department of Energy (ODOE) has been allocated a share of the available HOMES funding totaling \$57 million, with no state match requirement. ODOE was authorized to apply for the HOMES early administrative funds of \$700,351 at the September 2023 meeting of the Joint Interim Committee on Ways and Means to develop the program. The Department anticipates applying for the remaining \$56.3 million grant allocation in spring 2024 to launch the program in fall 2024. The grant has eight years of performance, and the application deadline is January 31, 2025.

Item 50: Department of Energy – Electrification and Appliance Rebates

Analyst: Wendy Gibson

Request: Approve the submission of a federal grant application to the U.S. Department of Energy in the amount of up to \$56,014,089 to provide point of sale rebates for installation of efficient electric technology in low- and medium-income homes.

Analysis: The U.S. Department of Energy is offering funding for the Home Electrification and Appliance Rebates (HEAR) program, made possible by the Inflation Reduction Act. HEAR is a federal formula grant program open to states and tribal governments. The grant provides funding for a rebate program to lower the cost of installing efficient electric technology in low- and medium-income homes.

The Oregon Department of Energy (ODOE) has been allocated a share of the available HEAR funding totaling \$56.7 million, with no state match requirement. ODOE was authorized to apply for the HEAR early administrative funds of \$700,351 at the September 2023 meeting of the Joint Interim Committee on Ways and Means to develop the program. The Department anticipates applying for the remaining \$56,014,089 grant allocation in spring 2024 to launch the program in fall 2024. The grant has eight years of performance, and the application deadline is January 31, 2025.

Item 54: Department of Land Conservation and Development – Estuary Resilience

Analyst: Haylee Morse-Miller

Request: Approve the submission of a federal grant application to the National Oceanic and Atmospheric Administration in the amount of up to \$2,000,000 over five years to support estuary resilience planning.

Analysis: The Department of Land Conservation and Development (DLCD) seeks approval to apply for a grant of up to \$2 million from the National Oceanic and Atmospheric Administration. If awarded, the grant will be used to create a coastwide Coastal Resilience Policy Collaborative and hire a position that will facilitate the Collaborative and develop tools, resources, and policies to help develop estuary and coastal shorelands plans to advance estuary resilience. Funding will also be sub-awarded to local governments, tribes, and non-profits to support their engagement in this work.

Applications are due February 13, 2024, with notification of grant award anticipated in June 2024. If awarded, the grant start date would be October 1, 2024, with funding spent by September 30, 2029. No state match is required.

Recommendation: The Legislative Fiscal Office recommends that the Joint Interim Committee on Ways and Means approve the requests to apply for federal grants, en bloc, with the understanding that if the funds are awarded, the agencies will return to the Legislative Assembly for approval of any necessary Federal Funds or Federal Funds as Other Funds expenditure limitation and position authority.



Oregon Department of Emergency Management

PO Box 14370 Salem, OR 97309-5062 Phone: 503-378-2911

TTY: 7-1-1

www.Oregon.gov/OEM

December 4, 2023

Senator Elizabeth Steiner, Co-Chair Representative Tawna Sanchez, Co-Chair Joint Committee on Ways and Means 900 Court Street NE H-178 State Capitol Salem, OR 97301-4048

Dear Co-Chairpersons:

Nature of Request

The Oregon Department of Emergency Management (ODEM) request permission to apply for the Building Resilient Infrastructure and Communities (BRIC) Grant for fiscal year 2023 (FY23). BRIC FY23 is an annual nationally competitive grant administered through the Federal Emergency Management Agency (FEMA). New this year, FEMA is setting aside an additional amount of funding dedicated to building codes referred to as a plus-up. The Notice of Funding Opportunity (NOFO) provides a state set aside, the building codes plus-up and a national competitive fund.

Background

The mission of ODEM is to lead collaborative state-wide efforts to organize and facilitate assistance for local jurisdictions in an emergency and to protect, mitigate, prepare for, respond to, and recover from emergencies or disasters regardless of cause. ODEM is the state administrating agency (SAA) for FEMA BRIC grants. The BRIC program seeks to fund effective and innovative activities that will reduce risk, increase resilience, and serve as a catalyst to encourage the whole community to invest in and adopt mitigation policies. BRIC is designed to promote a national culture of preparedness and public safety by encouraging investments to protect communities and infrastructure and strengthen our national mitigation capabilities to foster resilience. The grant will support state and local governments, tribes and territories through capability and capacity building to enable them to identify mitigation actions and implement projects that reduce risks posed by natural hazards.

The BRIC grant NOFO was released October 16, 2023. ODEM announced the grant and began accepting pre-applications. A grant review board was convened and selected a total of 31 proposed mitigation projects and activities to submit sub-applications. The total amount Oregon intends to submit for is \$368,029,154 of the \$701,000,000 nationally available. ODEM is currently assisting eligible sub-applicants develop subapplications for submittal to FEMA by February 29, 2024.

Action Requested:

The Oregon Department of Emergency Management request permission to apply for BRIC FY2023 for the \$2,000,000 in state set aside, \$2,000,000 for Building Code Plus Up, and \$368,029,154 of the nationally competitive funding for which Oregon has in total projects. If awarded, the agency will need to return to the legislature for federal funding limitation.

Legislation Affected:

None

Thank you for your consideration of this request.

Respectfully,

Michelle Lovejoy

ODEM Chief Financial Officer

Cc: Amanda Beitel, Legislative Fiscal Office Kate Nass, DAS Chief Financial Office John Terpening, Legislative Fiscal Office Zachary Gehringer, DAS Chief Financial Office Erin McMahon, ODEM Director

Erin McMahon, ODEM Director Patence Winningham, ODEM Deputy Director



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December 4, 2023

Senator Elizabeth Steiner, Co-Chair Representative Tawna Sanchez, Co-Chair Joint Committee on Ways and Means 900 Court Street NE H-178 State Capitol Salem, OR 97301-4048

Dear Co-Chairpersons:

Nature of Request

The Oregon Department of Emergency Management (ODEM) requests permission to apply for the Flood Mitigation Assistance (FMA) grant for fiscal year 2023 (FY23) administered by the Federal Emergency Management Agency (FEMA). FMA funding is available through the National Flood Insurance Fund for flood hazard mitigation activities and plan development, and is appropriated by Congress on a yearly basis.

Background

The mission of ODEM is to lead collaborative state-wide efforts to organize and facilitate assistance for local jurisdictions in an emergency and to protect, mitigate, prepare for, respond to, and recover from emergencies or disasters regardless of cause. ODEM is the state administrating agency (SAA) for FEMA FMA grants. Funds can be used for projects that reduce or eliminate the risk of flood damage to structures insured by the National Flood Insurance Program (NFIP). States, territories and federally recognized tribes are eligible to apply for FMA assistance. NFIP participation is required to be eligible for funding; sub-applicants must also be in "good standing" with the NFIP.

The FMA Notice of Funding Opportunity (NOFO) was released October 16, 2023, and ODEM began to accept pre-applications. Upon review of submitted pre-applications, ODEM intends to submit 3 subapplications for a total of \$15,800,000 of the nationally competitive funding. ODEM is currently assisting eligible sub-applicants develop subapplications for submittal to FEMA by February 29, 2024.

Action Requested:

The Oregon Department of Emergency Management requests permission to apply for FMA FY23 for a total of \$15,800,000. If awarded, ODEM will need to return to the legislature at a future meeting to request an increase in Federal Funds expenditure limitation.

Legislation Affected:

None

Thank you for your consideration of this request.

Respectfully,

Michelle Lovejoy

ODEM Chief Financial Officer

Cc: Amanda Beitel, Legislative Fiscal Office

Kate Nass, DAS Chief Financial Office John Terpening, Legislative Fiscal Office Zachary Gehringer, DAS Chief Financial Office

Erin McMahon, ODEM Director

Patence Winningham, ODEM Deputy Director



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December 4, 2023

Senator Elizabeth Steiner, Co-Chair Representative Tawna Sanchez, Co-Chair Joint Committee on Ways and Means 900 Court Street NE H-178 State Capitol Salem, OR 97301-4048

Dear Co-Chairpersons:

Nature of Request

The Oregon Department of Emergency Management (ODEM) requests permission to apply for the Hazard Mitigation Grant Program-Post Fire (HMGP-PF) grant in the amount of \$2,756,322 from the Federal Emergency Management Agency (FEMA). This grant would be used to fund projects for counties affected by wildfire, wildfire related activities, and eligible natural hazard mitigation activities throughout the state.

Background

The mission of ODEM is to lead collaborative state-wide efforts to organize and facilitate assistance for local jurisdictions in an emergency and to protect, mitigate, prepare for, respond to, and recover from emergencies or disasters regardless of cause. ODEM is the state administrating agency (SAA) for FEMA HMGP-PF grants. HMGP Post Fire assistance is available to help communities implement hazard mitigation measures after wildfire disasters in any area that receives a Fire Management Assistance Grant (FMAG) declaration.

Section 1204 of the Disaster Recovery Reform Act of 2018 amended Section 404 of the Stafford Act to allow FEMA to provide HMGP Post Fire assistance for hazard mitigation measures that substantially reduce the risk of future damage, hardship, loss or suffering in any area affected by a fire for which assistance was provided under Section 420 of the Stafford Act.32 Therefore, unlike HMGP, the availability of HMGP Post Fire assistance is not contingent on a major disaster declaration and is instead triggered by an FMAG declaration. States and territories that have received an FMAG declaration, and certain federally recognized tribes are eligible to apply for assistance under HMGP Post Fire.

The grant Notice of Funding Opportunity (NOFO) will be released January 2024 for preapplications. Pre-applications will be reviewed, and eligible proposals will be invited to subapplication development. This grant is 75% funded by FEMA, and a 25% match is required. The match can be hard cash or in-kind.

Agency Action

The Oregon Department of Emergency Management requests permission to apply for the Hazard Mitigation Grant Program-Post Fire (HMGP-PF) grant in the amount of \$2,756,322. If awarded, ODEM will need to return to the legislature at a future meeting to request an increase in Federal Funds expenditure limitation and may ask for an appropriation of \$91,877 General Fund to satisfy the 25% match requirement.

Legislation Affected:

None

Thank you for your consideration of this request.

Respectfully,

Michelle Lovejoy

ODEM Chief Financial Officer

Cc: Amanda Beitel, Legislative Fiscal Office

Kate Nass, DAS Chief Financial Office John Terpening, Legislative Fiscal Office Zachary Gehringer, DAS Chief Financial Office

Erin McMahon, ODEM Director

Patence Winningham, ODEM Deputy Director



Housing and Community Services

North Mall Office Building 725 Summer St NE, Suite B Salem, OR 97301-1266 PHONE: (503) 986-2000

FAX: (503) 986-2020 TTY: (503) 986-2100 www.ohcs.oregon.gov

December 4, 2023

Senator Elizabeth Steiner, Co-Chair Representative Tawna Sanchez, Co-Chair Joint Committee On Ways and Means 900 Court Street NE H-178 State Capitol Salem, OR 97301

Dear Co-Chairs:

Nature of the Request

Oregon Housing and Community Services Department (OHCS) respectfully requests approval to apply for a U.S. Department of Housing and Urban Development (HUD) Section 811 Project Rental Assistance for Persons with Disabilities (811 PRA) grant. The 811 PRA grant will allow OHCS to increase the number of subsidized rental units it funds for persons with disabilities to support them living as independently as possible in the community.

OHCS intends to submit a request for up to the maximum grant amount of \$8 Million in partnership with Oregon Health Authority (OHA) and Oregon Department of Human Services (ODHS). Under the current ODHS/OHCS partnership, ODHS has developed a policy for referrals, tenant selection, and service delivery to ensure that this housing is targeted to a population most in need of deeply affordable supportive housing.

Resources included in the 811 PRA grant application will be requested to:

- Support residents with disabilities in finding accessible and affordable rental units who often live in housing that is in poor condition or does not meet their accessibility needs as outlined in the 2021-2025 Fair Housing Action Plan (FHAP).
- To the extent possible partner with state and local government agencies to increase the availability of mental health services, substance use disorder treatment, case management, and other services demonstrated to increase housing stability in vulnerable populations, especially those with disabilities (FHAP).
- Affirmatively further fair housing by prioritizing members of protected classes, particularly people with disabilities who experience disparities in rental housing choice.

Federal Grant Information

The 811 PRA Fund includes approximately \$106 million for States that can fully fund the initial costs of the Section 811 units without a traditional Section 811 capital advance grant from HUD and demonstrate a strong collaboration with their Health and Human Service/Medicaid agency to comprehensively address the needs of persons with disabilities. The Section 811 Project Rental Assistance program provides funding to state housing and other appropriate agencies for project-

based rental operating assistance for extremely low-income persons with disabilities. The primary purpose of the Section 811 PRA Program is to identify, stimulate, and support innovative state-level strategies that will transform and increase housing for extremely low-income persons with disabilities, while also making available appropriate support and services.

The 811 PRA program supports collaborations between State Housing and Health and Human Service/Medicaid Agencies that result in increased access to affordable supportive housing units – new and existing—with access to appropriate services. Applications for this funding are due to HUD by February 12, 2024.

Agency Action

OHCS will directly administer the rental assistance contracts for eligible units located throughout the State of Oregon funded with federal, state, and/or local programs such as Low-Income Housing Tax Credits (LIHTC), and HOME Investment Partnerships Program (HOME), which includes application processing, records management, funds transfers, referral waitlist management, claims processing, tenant dispute resolution, compliance monitoring, and partner training.

Action Requested

The Oregon Housing and Community Services Department requests approval to apply for a U.S. Department of Housing and Urban Development (HUD) Section 811 Rental Assistance for Persons with Disabilities.

Legislation Affected

None.

Sincerely,

Andrea Bell, Executive Director Oregon Housing and Community Services

cc: Amanda Beitel, Legislative Fiscal Office Michelle Deister, Legislative Fiscal Office Kate Nass, Chief Financial Office Tamara Brickman, Chief Financial Office



Department of State Lands

775 Summer Street NE, Suite 100 Salem, OR 97301-1279 (503) 986-5200 FAX (503) 378-4844 www.oregon.gov/dsl

State Land Board

December 4, 2023

Tina Kotek Governor

The Honorable Senator Elizabeth Steiner, Co-Chair The Honorable Representative Tawna Sanchez, Co-Chair Interim Joint Committee on Ways and Means 900 Court Street NE H-178 State Capitol Salem, OR 97301-4048 LaVonne Griffin-Valade Secretary of State

> Tobias Read State Treasurer

Dear Co-Chairs:

Nature of the Request

The Oregon Department of State Lands (DSL) requests retroactive authorization to apply for a \$249,667 federally funded competitive grant from the U.S. Environmental Protection Agency (EPA), Region 10 for their Fiscal Year 2023/2024 Wetland Program Development Grants (WPDG). DSL provided a 10-day notification to apply on November 2, 2023.

Agency Action

The request for applications for this notice of federal opportunity number EPA-REG10-WPDG-23-01was posted on September 26, 2023, with a November 15, 2023, submission date. EPA anticipates announcing grant awards by January 15, 2024, and awarding grants/cooperative agreements to recipients by March 15, 2024.

The purpose of the grant application is to continue supporting the tasks for completing a statewide geographic information system (GIS) dataset representing the study areas for DSL wetlands and waters delineation and determination (WD) records. Under Oregon law, WD files are considered an intrinsic portion of the Statewide Wetlands Inventory (SWI), and DSL is given the responsibility for compiling and maintaining the SWI. However, WD study locations have not been mapped in GIS and many of the documents are not available in digital formats.

Digitizing the WD makes location mapping accessible to staff, local planning departments and the public to avoid wetland use violations. This project supports DSL's strategic plan goals for customer services by making WD locations and documents available online through the SWI.

DSL will use the grant funds to check, correct and provide data and document links. DSL is partnering with Lane Council of Governments (LCOG) who will use the information provided by DSL to create a GIS dataset that shows WD study locations. The dataset will allow DSL to make

decisions faster as it relates to any wetland inquiries or permitting concerns. Once added to the SWI, the dataset will increase public awareness of where wetlands are and when a DSL permit may be needed.

EPA offers a WPDG opportunity every two years, and this is the second EPA grant for the project. Phase one of the project focused on WD records for 31 counties approved between 2017 through 2022 and was funded under a 2021 EPA WPDG grant that will end on March 31, 2024. The total project cost for phase one is \$242,445 for DSL's portion of the project. This second phase and grant request will focus on WDs from 2008-2016, plus WDs that will be approved in 2023 and 2024. While future phases may be needed to complete records prior to 2008, DSL completed rulemaking in 2023 that will require delineation submittals to include GIS datasets beginning June 2, 2025.

Action Requested

EPA Grant Request: \$249,667 <u>DSL match:</u> \$84,751 Total Project Cost: \$334,418

The EPA WPDG caps the federal funding request to \$250,000 and requires a minimum of 25% match. The match amount was reduced from the 10-day notice but still meets the minimum match requirement. DSL match will be satisfied with in-kind costs. DSL anticipates completing the second phase of the project by November 2025. If more time is needed, DSL can request extensions, not to exceed a total project period of four years.

If this grant is awarded, DSL will return to the legislature to request a Federal Funds expenditure limitation increase.

Legislation Affected

None.

Thank you for your consideration. If you have any questions, please contact Deputy Director Jean Straight at 503-689-3957.

Sincerely,

Vicki L. Walker.

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Director

CC: Michelle Lisper, Chief Financial Office
Wendy Gibson, Legislative Fiscal Office
Geoff Huntington, Governor's Natural Resource Policy Analyst
Bill Ryan, Deputy Director-Operations
Jean Straight, Deputy Director-Administration



Department of State Lands

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State Land Board

December 4, 2023

Tina Kotek Governor

The Honorable Senator Elizabeth Steiner, Co-Chair The Honorable Representative Tawna Sanchez, Co-Chair Interim Joint Committee on Ways and Means 900 Court Street NE H-178 State Capitol Salem, OR 97301-4048

LaVonne Griffin-Valade Secretary of State

> Tobias Read State Treasurer

Dear Co-Chairs:

Nature of the Request

The Department of State Lands oversees the South Slough National Estuarine Research Reserve (Reserve) on the southern Oregon coast. The Reserve manages nearly 7,000 acres of natural habitat which include open water channels, tidal and freshwater wetlands, riparian areas, and forested lands. This area is managed for long-term research, education, and public recreation with a focus on the stewardship and protection of natural and cultural resources.

The purpose of this letter is to seek authorization from the Joint Committee on Ways and Means for the Department of State Lands (Agency) and the South Slough National Estuarine Research Reserve (Reserve) to apply to the National Oceanic and Atmospheric Administration (NOAA) Procurement, Acquisition and Construction (PAC) Federal Grant program for Fiscal Years 2024-2027. The amount of the grant request is expected to be \$1,621,516 Federal Funds. This amount will support the grant application for the Reserve Visitor Center Entrance Improvement project.

In 2021 and 2022, South Slough Reserve purchased two key properties that secured full state ownership of the entrance to the Reserve Visitor Center. These acquisitions were made possible by a NOAA PAC grant and support from the Friends of South Slough Reserve, Inc. (FOSS). The goal of these acquisitions was to create a safe and welcoming entrance to the reserve, expand accessible parking, and add infrastructure to establish secure and reliable internet and network connectivity.

In late 2022, FOSS approached Reserve management with the generous offer to fund and oversee a contract for a local company to develop an engineering plan and designs for the renovation of the entrance to the Visitor Center. This concept was approved by the South Slough Reserve Management Commission in December 2022.

In March 2023, FOSS contracted HGE Inc. and Civil West Engineering for this project. The contractors, FOSS and Reserve management met multiple times over the last eight months to

come up with a design to meet the Reserve needs as well as to keep the rural and natural feel of the Visitor Center. Comments and suggestions provided by Reserve staff on draft plans were incorporated where possible as the group moved through the design process. The design/budget was presented to the South Slough Reserve Management Commission on November 29, 2023, and they approved moving forward with the design as well as applying for the NOAA PAC grant to fund the project.

Improvements included in the design:

- Relocating the entrance road and sign to improve traffic safety, visibility, and security.
- Adding a turn lane on Seven Devils Road to assist with safety when entering Reserve.
- Install hard-wired internet, network cable and communications infrastructure connecting the Visitors Center to the existing facilities on Seven Devils Road.
- Expand the visitor parking areas and include charging stations and other upgrades for ADA accessibility and parking.
- Enhance and upgrade lighting and security features at the entrance.
- Create a visual and auditory buffer from adjacent commercial property.

The Reserve can apply for a FY24 NOAA Procurement, Acquisition and Construction (PAC) grant to fund this construction project. On October 25, 2023, NOAA posted the notice of federal opportunity for the FY24 PAC competition. Full applications are due in grants.gov on February 9, 2024. The Reserve has a construction and fiscal proposal planned for this funding opportunity. If awarded, the funds will be available July 1, 2024.

There is a 30% match for this grant opportunity. The total needed for the required match is \$694,935. Required match will be reached by using a combination of dollar amounts for land purchase/design donated by Friends of South Slough Reserve, Inc., due diligence costs during previous acquisition of the entrance properties, volunteer time in the entrance design and invasive species removal, match/leveraged support through direct administrative costs, staff salaries already included in the 2023-25 Legislatively Adopted Budget, and partnerships with local natural resource organizations.

The federal funding source is coming from the NOAA Procurement, Acquisition and Construction grant opportunity that is available to all Research Reserves within the system.

The South Slough Reserve Visitor Center Entrance Improvement Project is a high priority project for the Reserve and Agency. This project will facilitate the installation of hard-wired internet to the visitor center, which currently operates on an unreliable wireless network that spans several miles and regularly causes significant impacts and limitations to daily operations. The project is also identified within the Reserve's 2017-2022 Management Plan and current plan update as necessary to increase safety of visitors that visit the Reserve. The project will also have a positive equity impact by providing additional accessible parking options for people with limited mobility and accommodating larger school groups by bringing multiple school buses to the Reserve for educational field trips.

The Agency will seek increased federal funds expenditure limitation during the 2024 Legislative Assembly and subsequent years, if the grant is awarded to the Reserve.

Action Requested

The Agency and Reserve request the Joint Committee on Ways and Means provide approval for the application of a federal grant award from NOAA in the amount of **\$1,621,516**. On October 25, 2023, NOAA posted the notice of federal opportunity for the FY24 PAC competition. Full applications are due in grants.gov on February 9, 2024. The funds will be available July 1, 2024.

Thank you for your interest and assistance. If you have any questions, please contact Jean Straight at 503-986-5227.

Sincerely,

Vicki L. Walker

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Director

Cc: Geoff Huntington, Governor's NR Policy Advisor

Michelle Lisper, CFO Analyst Wendy Gibson, LFO Analyst Bree Yednock, Reserve Manager

Jean Straight, Deputy Director, Administration



Department of Fish and Wildlife

Office of the Director 4034 Fairview Industrial Drive SE Salem, OR 97302 (503) 947-6044 FAX (503) 947-6042

odfw.com

December 4, 2023

Senator Elizabeth Steiner, Co-Chair Representative Tawna Sanchez, Co-Chair Interim Joint Committee on Ways and Means 900 Court Street NE H-178 State Capitol Salem, OR 97301



Dear Co-Chairs:

Nature of the Request

Oregon Department of Fish and Wildlife (ODFW) requests retroactive approval to submit federal grant application materials to access \$14,021,289 Inflation Reduction Act (IRA) funding from the National Oceanic and Atmospheric Administration (NOAA). This is a non-competitive funding opportunity where funding will be distributed through the routine annual Mitchell Act funding distribution process administered by NOAA Fisheries.

Background

The purpose of this non-competitive funding opportunity is to secure water delivery infrastructure to Oregon Mitchell Act hatcheries that provide fish production for Tribal and Columbia River fisheries. Work would be conducted at Cascade Hatchery, Bonneville Hatchery, Oxbow Hatchery, Clackamas Hatchery, and possibly other hatchery sites to replace, improve, or modify intakes, pipelines, or other structures. All of this work is intended to provide efficient and secure water delivery to the hatcheries, which is necessary for the production and survival of the native fish that are produced at the hatcheries. This production is a key component for ODFW to achieve its mission, providing valuable fishery resources for Oregonians and Tribes.

The Mitchell Act was passed in 1938 by Congress for the conservation of salmon and steelhead fishery resources in the Columbia River Basin considering hydroelectric, irrigation, and flood control projects. It supported the establishment, operation and maintenance of hatchery facilities in the states of Oregon, Washington, and Idaho, as well as other Tribal agencies to help mitigation for lost salmon and steelhead. Since 1946, Congress has continued to appropriate Mitchell Act funds. In 1970, NOAA Fisheries began administering Mitchell Act funds. Most of the Mitchell Act facilities in Oregon are at least 70 years old and require over \$100 million in upgrades and maintenance to meet current and future needs of

fish production. Projects for this request were selected based on Tribal program needs, the condition of critical water supply infrastructure (intakes/water diversions and water delivery pipelines and valves), and assuring water of sufficient quantity and quality.

This NOAA Fisheries funding originates from a portion of the <u>Inflation Reduction Act of 2022</u> that is dedicated to improving Mitchell Act hatcheries that support Tribal priorities.

This funding opportunity does not require any state match funding, and no additional FTE are needed.

Agency Action

ODFW submitted application materials required to access this funding to NOAA to meet the December 11, 2023 due date. ODFW anticipates funding to be available beginning April 1, 2024. Funding comes with a five-year deadline to spend which would end March 31, 2029. If funding is awarded, ODFW anticipates making a future request of additional federal funds expenditure limitation for its 2025-27 biennium budget.

Action Requested

Oregon Department of Fish and Wildlife requests retroactive approval to submit federal grant application materials to access \$14,021,289 Inflation Reduction Act funding from the National Oceanic and Atmospheric Administration.

Legislation Affected

Curtis & Milus

None

Sincerely,

Curtis Melcher

Director





550 Capitol St. NE Salem, OR 97301 Phone: 503-378-4040

Toll Free: 1-800-221-8035 FAX: 503-373-7806 www.oregon.gov/energy

December 4, 2023

The Honorable Senator Elizabeth Steiner, Co-Chair The Honorable Representative Tawna Sanchez, Co-Chair Interim Joint Committee on Ways and Means 900 Court Street NE H-178 State Capitol Salem, OR 97301-4048

Dear Co-Chairs:

Nature of the Request

The Oregon Department of Energy seeks approval to apply for the "Home Efficiency Rebates" (HOMES) formula grant offered by the United States Department of Energy under the Inflation Reduction Act. The grant program provides performance-based rebates for energy efficiency retrofits for individual households and multifamily buildings. The program will also incentivize energy-saving upgrades like heat pumps, which will support the state's goal of deploying 500,000 new heat pumps by 2030.

The Oregon Department of Energy's allocation under this program is \$57,046,250. ODOE received approval from the September 2023 Joint Interim Committee on Ways and Means to apply for \$700,351 in early administrative funds, and is now requesting approval to apply for the remaining \$56,345,899. The Administrative and Legal Requirements Document (ALRD) for the full grant for this program was released on July 27, 2023 and the application is due no later than January 31, 2025. ODOE intends to submit the grant application in the spring of 2024 in order to receive the funding sooner and make rebates available more quickly. The grant will have an eight-year period of performance and does not require a state match.

Agency Action

ODOE will use the Home Efficiency Rebates grant to support Oregon's energy and climate goals, with at least 80 percent of grants going directly to Oregonians in the form of rebates and incentives for homes retrofitted with energy-saving upgrades. Oregonians will be able to access rebates for residential energy efficiency retrofits that demonstrate a savings of at least 20 percent of household energy use (using a methodology to be determined during the application), with higher incentives available for projects with savings of 35 percent or more. These upgrades will ensure long-term sustainable benefits to Oregonians by reducing fossil fuel emissions and total energy usage.

The grant is aimed at increasing equity by including a programmatic set-aside for low-income households and disadvantaged communities. The ALRD requires 40 percent of the rebates be set aside for households at or below 80 percent of Area Median Income. The grant is also covered by the Justice40 Initiative, which requires that at least 40 percent of the benefits flow to disadvantaged communities as defined by the federal agency.

Since the release of the opportunity announcement, ODOE has had many conversations with interested parties, including two public listening sessions on October 4 and 10, 2023 to begin raising awareness of the program and to provide opportunities for input on ODOE's program design. ODOE received retroactive approval to apply for access to early administrative funds from the Joint Interim Committee on Ways and Means in September 2023, and USDOE awarded the funds on October 31, 2023. These early funds are helping to leverage state resources made available through HB 3630 (2023) to develop a program that aligns and, where possible, integrates with existing energy efficiency programs in the state.

Funds will help support hiring a Program Analyst provided by HB 3630 to help with program design, as well as a contractor dedicated to outreach and stakeholder engagement to inform program design. Upon recruitment of this position and procurement of a contractor, ODOE will conduct extensive stakeholder outreach to best understand the needs of community-based organizations, contractors, and retailers, and how residents can benefit from Home Efficiency Rebates funding. ODOE will continue targeted engagement with key stakeholders to inform and determine the most efficient rollout of the rebates to Oregonians. ODOE intends to launch the program in the second half of 2024.

Background on Federal Grant Information

- The source of the grant is the United States Department of Energy's Home Energy Performance-Based, Whole House Rebates program, operated by USDOE's Office of State and Community Energy Programs under Section 50121 of the Inflation Reduction Act.
- The amount of the grant being requested from USDOE is \$56,345,899 from the Home Efficiency Rebates (HOMES) formula grant. ODOE will return to a future Emergency Board or Ways and Means committee to request additional Federal Funds expenditure limitation after the funds are awarded.
- The purpose of the grant is to implement a program that will reduce fossil fuel emissions, lower energy use in homes, and improve energy efficiency to save Oregonians money. This will be done primarily through deployment of rebates for residential energy efficiency retrofits that save a minimum of 20 percent of household energy use. The application is due no later than January 31, 2025. ODOE intends to submit the application in the spring of 2024 and launch the program in the second half of the year.
- There is no match requirement.
- The grant directly supports the mission of ODOE which is, in part, to help Oregonians
 make informed decisions and maintain a resilient and affordable energy system. The
 federal funding opportunity will directly support investments to reduce energy use and
 improve efficiency.

Action Requested

ODOE requests approval to submit the application to the United States Department of Energy for the Home Efficiency Rebates federal formula grant funds. Once the federal award is made, ODOE will return to a future Emergency Board or Ways and Means committee to seek Federal Funds expenditure limitation and additional position authority, if needed.

Legislation Affected

N/A

Janine Benner Director

cc: Sione Filimoehala, CFO

Jane Be

Wendy Gibson, LFO

Link to the solicitation: Home Efficiency Rebates | Department of Energy





550 Capitol St. NE Salem, OR 97301 Phone: 503-378-4040

Toll Free: 1-800-221-8035 FAX: 503-373-7806 www.oregon.gov/energy

December 4, 2023

The Honorable Senator Elizabeth Steiner, Co-Chair The Honorable Representative Tawna Sanchez, Co-Chair Interim Joint Committee on Ways and Means 900 Court Street NE H-178 State Capitol Salem, OR 97301-4048

Dear Co-Chairs:

Nature of the Request

The Oregon Department of Energy seeks approval to apply for the "Home Electrification and Appliance Rebates," a formula grant offered by the U.S. Department of Energy under the Inflation Reduction Act. The rebate program provides point-of-sale rebates to low- and moderate-income households and multi-family buildings for the installation of high-efficiency electric appliances and associated upgrades, along with insulation and air sealing measures. The program will also incentivize energy-saving upgrades like heat pumps, which will support the state's goal of deploying 500,000 new heat pumps by 2030.

The Oregon Department of Energy's allocation under this program is \$56,714,440. ODOE received approval from the September 2023 Joint Interim Committee on Ways and Means to apply for \$700,351 in early administrative funds; the agency is now requesting approval to apply for the remaining \$56,014,089. The Administrative and Legal Requirements Document (ALRD) for the full grant for this program was released on July 27, 2023 and the application is due no later than January 31, 2025. However, ODOE intends to submit the grant application in the spring of 2024 in order to receive the funding sooner and make rebates available more quickly. The Home Electrification and Appliance Rebates program will have an eight-year period of performance and does not require a state match.

Agency Action

ODOE will use Home Electrification and Appliance Rebates grant funds to support Oregon's energy and climate goals, with at least 80 percent of funds going directly to Oregonians in the form of rebates and incentives for installing energy-saving appliances and upgrades. Oregonians will be able to access point-of-sale rebates for the installation of new high-efficiency electric appliances, as well as needed building envelope and/or electrical panel upgrades. These upgrades will ensure long-term sustainable benefits to the recipients by reducing fossil fuel emissions and total energy usage.

The grant is aimed at increasing equity by including a programmatic set-aside for low-income households and disadvantaged communities. The ALRD requires at least 40 percent of the rebates be set aside for households at or below 80 percent of Area Median Income, and prohibits Home Electrification and Appliance Rebates from being issued to households above

150 percent of Area Median Income. Similarly, the grant is also covered by the Justice 40 Initiative, which requires that at least 40 percent of the benefits flow to disadvantaged communities as defined by the federal agency.

Since the release of the opportunity announcement, ODOE has had numerous conversations with interested parties, including hosting two public listening sessions on October 4 and 11, 2023 to begin raising awareness of the program and to seek feedback on the design of Oregon's program. ODOE received retroactive approval to apply for access to early administrative funds from the Joint Interim Committee on Ways and Means in September 2023, and U.S. DOE awarded the funds on October 31, 2023. These early funds are helping to leverage state resources made available through HB 3630 (2023) to develop a program that aligns and, where possible, integrates with existing energy efficiency programs in the state.

Funds will support hiring a Program Analyst provided in HB 3630 to help with program design, as well as a contractor dedicated to outreach and stakeholder engagement to inform program design. Upon recruitment of this position and procurement of a contractor, ODOE will conduct extensive stakeholder outreach to best understand the needs of community-based organizations, contractors, and retailers, and how residents can benefit from Home Electrification and Appliance Rebates funding. ODOE will continue targeted engagement with key stakeholders to inform and determine the most efficient rollout of the rebates to Oregonians. ODOE intends to launch the program in the second half of 2024.

Background on Federal Grant Information

- The source of the grant is the U.S. Department of Energy's Home Electrification and Appliance Rebates State Programs, operated by USDOE's Office of State and Community Energy Programs under Section 50122 of the Inflation Reduction Act.
- The amount being requested from U.S. DOE is \$56,014,089 for the Home Electrification and Appliance Rebates federal formula grant. The purpose of the grant is to implement a program that will reduce fossil fuel emissions, lower energy use in homes, and improve energy efficiency to save Oregonians money. This will be done primarily through deployment of point-of-sale rebates for the installation of new high-efficiency electric appliances, as well as needed envelope and/or electrical panel upgrades. The application is due no later than January 31, 2025. ODOE intends to submit the application in the Spring of 2024 and launch the program in the second half of the year.
- There is no match requirement.
- The grant directly supports the mission of ODOE which is, in part, to help Oregonians
 make informed decisions and maintain a resilient and affordable energy system. The
 federal funding opportunity will directly support investments to reduce energy use and
 improve efficiency.

Action Requested

ODOE requests approval to submit the application to the United States Department of Energy for the Home Electrification and Appliance Rebates federal formula grant funds. Once the federal award is made, ODOE will return to a future Emergency Board of Ways and Means committee to seek Federal Funds expenditure limitation and additional position authority, if needed.

Legislation Affected

N/A

Janine Benner

Director

cc: Sione Filimoehala, CFO

Wendy Gibson, LFO

Link to the solicitation: Home Electrification and Appliance Rebates | Department of Energy



Department of Land Conservation and Development

Oregon Coastal Management Program 635 Capitol Street NE, Suite 150

Salem, Oregon 97301-2540 Phone: 503-373-0050

Fax: 503-378-5518

www.oregon.gov/LCD

December 8, 2023

Senator Elizabeth Steiner, Co-Chair Representative Tawna Sanchez, Co-Chair Interim Joint Committee on Ways and Means 900 Court Street NE H-178 State Capitol Salem, OR 97301



Dear Co-Chairs:

Nature of the Request

The Oregon Department of Land Conservation and Development (DLCD) respectfully requests the opportunity to appear before the Interim Joint Committee on Ways and Means in January to request approval to submit a submit a federal grant application to the National Oceanic and Atmospheric Administration (NOAA) Coastal Zone Management (CZM) Inflation Reduction Act (IRA) Climate Resilience Regional Challenge (CRRC) Track 1 funding opportunity in the amount of up to \$2,000,000. This funding will enable the Oregon Coastal Management Program (OCMP) at DLCD to facilitate and provide funding to support coordination to create a locally driven, integrated, achievable vision for how to increase the resilience of Oregon's major estuaries through improved collaboration, tools and resources, and specific policies that reduce risk to coastal populations, economies, and ecosystems.

The due date to submit grant applications to NOAA is February 13, 2024.

Agency Action

DLCD's mission is to help communities plan for, protect and improve the built and natural systems that provide a high quality of life. The proposed project meets DLCD's mission and goals to create climate resilient coastal communities in the face of a changing environment. The proposed activities and strategies also align with statewide land use planning goals. Successful completion of this project will help local jurisdictions, state agencies, tribes, and community organizations plan for and implement climate resilient strategies.

This proposal aims to advance coastal resilience strategies along the entire Oregon coast by creating a coastwide Coastal Resilience Policy Collaborative and by producing technical resources and tools to advance climate-ready multi-jurisdictional estuary and coastal shorelands plans for Oregon's 22 major estuaries.

The proposed use of these funds is to hire a new limited duration position within DLCD to facilitate the Collaborative and develop resources and tools as noted. It will also provide subaward funding for funding to coastal counties, cities, tribes, and non-profit partners to support their capacity to engage in this work.

Request letter, DLCD NOAA IRA 3 IJWM Request Letter Date 12/4/2023 Page 2 of 2

Deliverables from this project will include: 1) a new coastwide estuarine resource inventory, which is statutorily required for estuary management plans; 2) model policies that local jurisdictions can use to implement resiliency strategies; 3) more equitable public participation strategies and tools; and 4) technical resources that are beyond the capacity of a single jurisdiction, but are needed to create climate resilient plans, among others.

The NOAA IRA CRRC funding is a one-time opportunity to support collaborative approaches to achieving resilience in coastal regions with an emphasis on risk reduction, regional collaboration, equity, and building enduring capacity. A non-federal match is not required, although "informal leverage" from partners is encouraged. The expected date for notification of grant awards is June 2024. If awarded, the grant start date would be October 1, 2024, with funding needing to be spent by September 30, 2029.

Action Requested

DLCD respectfully requests approval to apply for the above noted project. When the award is granted, DLCD will request an increase to federal fund limitation and position authority at that time.

Legislation Affected

No legislation is affected.

If you would like to discuss this request, please contact DLCD's Ocean and Coastal Management Program Manager, Lisa Phipps, at (503) 812-5448 or email, Lisa.phipps@dlcd.oregon.gov.

Respectfully,

Brenda DBateman

Brenda Bateman, Ph.D., Director

cc:

Amanda Beitel, Legislative Fiscal Officer, Legislative Fiscal Office (LFO) Kate Nass, Chief Financial Officer, Chief Financial Office (CFO) Haylee Morse-Miller, LFO Analyst Adam Crawford, CFO Analyst CFO.LegRequests@oregon.gov LFO.LegRequests@state.or.us Amy Mettler, Chief Financial Officer, DLCD Kirstin Greene, Deputy Director, DLCD Lisa Phipps, Oregon Coastal Program Manager, DLCD

Kacy Markowitz, Coastal Grants Coordinator, DLCD

Richelle Corbo, Budget Officer, DLCD

Palmer Mason, Senior Policy Advisor, DLCD

Meg Reed, Coastal Policy Specialist, DLCD

Alexis Biddle, Legislative and Policy Coordinator, DLCD